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Paper No.

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WASHINGTON, DC 20001-4413

MAILED

JUL 19 2010

OFFICE OF PETITIONS

Applicant: Ishii

: ON PETITION  
: under 37 CFR 1.183  
: and 37 CFR 1.705(d)  
: REQUEST FOR RECONSIDERATION  
: OF PATENT TERM ADJUSTMENT

Application No. 10/037,329

Filed: November 9, 2001

Attorney Docket No.:09812-0170-00

The request for reconsideration of patent term adjustment under 37 CFR 1.183 to waiver of the requirements under 37 CFR 1.705(d) is GRANTED.

This is a decision on the petition filed on November 21, 2008, which is being treated as a petition under 37 CFR 1.705(d) requesting that the patent term adjustment indicated on the above-identified patent be corrected to indicate that the term of the above-identified patent is extended or adjusted in accordance with Wyeth v. Dudas, 580 F. Supp. 2d 138, 88 U.S.P.Q. 2d 1538 (D.D.C. 2008).

The petition to correct the patent term adjustment indicated on the above-identified patent to indicate that the term of the above-identified patent is extended or adjusted according to the decision, which results in one thousand nine hundred sixty-five days (1965) is GRANTED.

The application is being forwarded to the Certificates of Branch for issuance of a certificate of correction. The Office will issue a certificate of correction indicating that the term of the above-identified patent is extended or adjusted by one thousand sixty-five (1965) days.

Patent No. 7,379,760      Application No. 10/037,329      Page 2

The Office acknowledges submission of the \$200.00 fee set forth in 37 CFR 1.18(e). No additional fees are required.

Telephone inquiries specific to this matter should be directed to Maria Nuzzolillo, (571) 272-8150.

/Kery Fries/

Kery Fries  
Senior Legal Advisor  
Office of Patent Legal Administration  
Office of Associate Commissioner for  
Patent Examination Policy

Cc: Adjusted PTA Calculation  
Draft Certificate of Correction

## PALM INTRANET

Day : Monday  
 Date: 7/19/2010  
 Time: 07:40:55

PTA Calculations for Application: 10/037329							
Application Filing Date:		11/09/2001	PTO Delay (PTO):		1295		
Issue Date of Patent:		05/27/2008	Three Years:		0		
Pre-Issue Petitions:		0	Applicant Delay (APPL):		0		
Post-Issue Petitions:		0	Total PTA (days):		1965		
PTO Delay Adjustment:		670					
File Contents History							
Number	Date	Contents Description			PTO APPL START		
67	07/18/2010	ADJUSTMENT OF PTA CALCULATION BY PTO			670		
62.5	05/07/2008	PTA 36 MONTHS			125		
62	05/27/2008	PATENT ISSUE DATE USED IN PTA CALCULATION					
61	03/11/2008	EXPORT TO FINAL DATA CAPTURE					
60	03/06/2008	DISPATCH TO FDC					
59	03/06/2008	APPLICATION IS CONSIDERED READY FOR ISSUE					
58	02/27/2008	ISSUE FEE PAYMENT VERIFIED					
57	02/27/2008	ISSUE FEE PAYMENT RECEIVED					
56	11/29/2007	MAIL CORRECTED NOTICE OF ALLOWANCE					
55	11/29/2007	CORRECTED NOTICE OF ALLOWANCE					
54	11/29/2007	MAIL CORRECTED NOTICE OF ALLOWANCE (RESPONSE PERIOD NOT RESTARTED)					
53	11/29/2007	CORRECTED NOTICE OF ALLOWANCE					
52	11/16/2007	MAILING CORRECTED NOTICE OF ALLOWABILITY					
51	11/15/2007	CORRECTED NOTICE OF ALLOWABILITY					
50	09/25/2007	FINISHED INITIAL DATA CAPTURE					
49	08/22/2007	MAILING CORRECTED NOTICE OF ALLOWABILITY					
48	08/21/2007	CORRECTED NOTICE OF ALLOWABILITY					
47	08/06/2007	EXPORT TO INITIAL DATA CAPTURE					
46	07/26/2007	MAIL MISCELLANEOUS COMMUNICATION TO APPLICANT					
45	07/18/2007	MISCELLANEOUS COMMUNICATION TO APPLICANT - NO ACTION COUNT					
44	07/19/2007	MAIL NOTICE OF ALLOWANCE					
43	07/19/2007	MAIL EXAMINER'S AMENDMENT					
42	05/17/2007	ISSUE REVISION COMPLETED					
41	05/15/2007	ALLOWED CASE RETURNED TO THE EXAMINER FOR CLERICAL PROCESSING					
40	05/15/2007	DOCUMENT VERIFICATION					
39	03/24/2006	MISCELLANEOUS INCOMING LETTER					
38	05/14/2007	NOTICE OF ALLOWANCE DATA VERIFICATION COMPLETED					
37	05/14/2007	EXAMINER'S AMENDMENT COMMUNICATION					
36	05/14/2007	NOTICE OF ALLOWABILITY					
35	05/04/2007	DATE FORWARDED TO EXAMINER					
34	04/25/2007	RESPONSE AFTER NON-FINAL ACTION					
33	01/25/2007	MAIL NON-FINAL REJECTION					
32	01/22/2007	NON-FINAL REJECTION					
31	11/06/2006	DATE FORWARDED TO EXAMINER					
30	10/17/2006	RESPONSE AFTER NON-FINAL ACTION					
29	09/20/2006	CASE DOCKETED TO EXAMINER IN GAU					
28	07/17/2006	MAIL NON-FINAL REJECTION					
27	07/10/2006	NON-FINAL REJECTION					
26	06/07/2006	TRANSFER INQUIRY TO GAU					
25	04/19/2006	DATE FORWARDED TO EXAMINER					
24	04/11/2006	RESPONSE TO ELECTION / RESTRICTION FILED					
23	03/24/2006	MAIL RESTRICTION REQUIREMENT			1170 -1		
22	03/21/2006	CASE DOCKETED TO EXAMINER IN GAU					
21	03/20/2006	REQUIREMENT FOR RESTRICTION / ELECTION					
20	12/13/2005	CASE DOCKETED TO EXAMINER IN GAU					
19	12/13/2005	CASE DOCKETED TO EXAMINER IN GAU					
18	09/13/2005	CORRESPONDENCE ADDRESS CHANGE					
17	09/13/2005	CHANGE IN POWER OF ATTORNEY (MAY INCLUDE ASSOCIATE POA)					
16	11/13/2004	IFW TSS PROCESSING BY TECH CENTER COMPLETE					
15	11/09/2001	REQUEST FOR FOREIGN PRIORITY (PRIORITY PAPERS MAY BE INCLUDED)					
14	07/14/2003	CASE DOCKETED TO EXAMINER IN GAU					
13	12/03/2002	CASE DOCKETED TO EXAMINER IN GAU					

12	11/19/2002	CASE DOCKETED TO EXAMINER IN GAU
11	08/25/2002	RECEIPT OF ALL ACKNOWLEDGEMENT LETTERS
10	04/30/2002	APPLICATION DISPATCHED FROM OIPE
9	04/29/2002	APPLICATION IS NOW COMPLETE
8	03/27/2002	ADDITIONAL APPLICATION FILING FEES
7	03/27/2002	A STATEMENT BY ONE OR MORE INVENTORS SATISFYING THE REQUIREMENT UNDER 35 USC 115, OATH OF THE APPLIC
6	02/25/2002	REFERRED BY L&R FOR THIRD-LEVEL SECURITY REVIEW. AGENCY REFERRAL LETTER GENERATED
5	02/06/2002	NOTICE MAILED--APPLICATION INCOMPLETE--FILING DATE ASSIGNED
4	02/06/2002	CORRESPONDENCE ADDRESS CHANGE
3	02/05/2002	NOTICE MAILED--APPLICATION INCOMPLETE--FILING DATE ASSIGNED
2	01/22/2002	IFW SCAN & PACR AUTO SECURITY REVIEW
1	11/09/2001	INITIAL EXAM TEAM NN

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**EXPLANATION OF PTA CALCULATION**

**EXPLANATION OF PTE CALCULATION**

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UNITED STATES PATENT AND TRADEMARK OFFICE

**CERTIFICATE OF CORRECTION**

PATENT : 7,379,760 B2

DATED : May 25, 2008

Draft

INVENTOR(S) : Ashii

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

On the cover page,

[\*] Notice: Subject to any disclaimer, the term of this patent is extended or adjusted under 35 USC 154(b) by (1965) days

Delete the phrase "by 1295 days" and insert -- by 1965 days--